United Nations S/2014/43

Security Council

Distr.: General
22 January 2014

Original: English

Letter dated 20 January 2014 from the Secretary-General addressed to the President of the Security Council

I have the honour to refer to Security Council resolution 2127 (2013) adopted on 5 December 2013, by which the Council requested me to rapidly establish an international commission of inquiry for an initial period of one year, including experts in both international humanitarian law and human rights law, in order to immediately investigate reports of violations of international humanitarian law, international human rights law and abuses of human rights in the Central African Republic by all parties since 1 January 2013, to compile information, to help identify the perpetrators of such violations and abuses, point to their possible criminal responsibility and help ensure that those responsible are held accountable.

I wish to inform the Council that arrangements for the establishment of the commission are under way. The commission shall consist of three members, as follows:

- Bernard Acho Muna (Cameroon) (Chair)
- Fatimata M'Baye (Mauritania)
- Jorge Castañeda (Mexico)

I requested the Office of the United Nations High Commissioner for Human Rights to work on the establishment of the commission, including the setting up of the secretariat that will assist the commissioners in the implementation of their mandate. The secretariat shall be based in Bangui.

I will make arrangements for the members of the commission to assemble as early as possible, subject to the availability of the necessary budgetary resources. The proposed budget for the operations of the commission will be submitted shortly to the relevant legislative bodies.

I intend to deploy the commission as soon as possible and have asked that it submit a report to me in June and December 2014. In accordance with your request, I will report back to the Council on the findings of the commission.

I should be grateful if you would bring the present letter to the attention of the members of the Security Council.

(*Signed*) **BAN** Ki-moon

14-21345 (E) 230114

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United Nations S/2014/44

Security Council

Distr.: General
22 January 2014

Original: English

Letter dated 22 January 2014 from the President of the Security Council addressed to the Secretary-General

I have the honour to inform you that your letter dated 20 January 2014 (S/2014/43) concerning your intention to deploy a commission pursuant to Security Council resolution 2127 (2013) has been brought to the attention of the members of the Council. They take note of the information and intention contained in your letter.

(*Signed*) Zeid Ra'ad Zeid **Al-Hussein**
President of the Security Council

14-21351 (E) 230114

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United Nations S/2014/45

Security Council

Distr.: General
26 February 2014

Original: English

Letter dated 25 February 2014 from the Secretary-General addressed to the President of the Security Council

I have the honour to transmit a letter dated 21 January 2014 from Catherine Ashton, the High Representative for Foreign Affairs and Security Policy of the European Union and Vice-President of the European Commission.

I should be grateful if you would bring the present letter and its annex to the attention of the members of the Security Council.

(*Signed*) **BAN** Ki-moon

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Annex

Security Council resolution 2127 (2013) authorized the deployment of the African-led International Support Mission in the Central African Republic (MISCA) for an initial period of 12 months with effect from 5 December 2013, with a view to contributing, in particular, to the protection of civilians, the restoration of security and public order, the stabilization of the country and the restoration of State authority.

That resolution also authorized French forces in the Central African Republic to take all necessary measures to support MISCA, for a temporary period and within the limits of their capacities and areas of deployment.

I am pleased to inform you that the Council of the European Union agreed, on 20 January, on its contribution to the efforts conducted by the international community under the auspices of the United Nations to stabilize the security situation in the Central African Republic. This would take the form of a military operation to contribute to the protection of civilians, in coordination with the French forces and the African Union.

This decision by the Council of the European Union confirms the readiness of the European Union to contribute to the stabilization of the Central African Republic, as expressed by heads of State and Government during the European Council meeting held on 19 and 20 December 2013.

A mandate by the Security Council is necessary to allow for the adoption of a decision to establish an operation by the Council of the European Union and therefore the deployment of the European Union force. I would therefore be grateful if the Security Council could adopt a resolution providing the European Union force with an appropriate mandate and including a provision authorizing it to use all necessary means to accomplish its mandate. It would also be most helpful if the Security Council could invite the authorities of the Central African Republic to conclude with the European Union an agreement on the status of the force, as well with the authorities of the neighbouring countries with a view to facilitating the transit of force elements throughout their territories.

Finally, at the end of the European Union operation, which is scheduled to last six months, the force would carry out its disengagement, during which it would require authorization to continue to fulfil its functions relating to the protection of civilians.

The early adoption of a resolution to this effect would be greatly appreciated and would allow for preparations for the European Union operation to proceed without delay.

Rest assured that the operation, if authorized by the Security Council, would act in very close cooperation with the United Nations, the African Union and the French forces.

(*Signed*) Catherine **Ashton**

United Nations S/2014/46

Security Council

Distr.: General
23 January 2014

Original: English

Letter dated 23 January 2014 from the Chargé d'affaires a.i. of the Permanent Mission of South Sudan to the United Nations addressed to the President of the Security Council

Please find attached a copy of a press release dated today, 23 January 2014 from the Ministry of Foreign Affairs and International Cooperation, Juba, South Sudan, affirming the Government of South Sudan's wish to continue its long-term and essential relationship with the United Nations, particularly the United Nations Mission in South Sudan (UNMISS), and the international community as a whole (see annex). The Government of South Sudan recognizes the deep concern of the international community for the ongoing crisis that has ensued in our republic since December 2013.

This press statement reiterates the Government of the Republic of South Sudan's commitment to the Security Council and its willingness to continue to work closely with the leadership of UNMISS, as they provide critical support to the people and Government of South Sudan during this time. The Government of South Sudan looks forward to a robust and constructive dialogue on mechanisms to improve communication and logistical concerns, as partners in mitigating the suffering of the people of South Sudan.

Kindly accept this as a document of the Security Council.

(*Signed*) Amanuel **Ajawin**
Chargé d'affaires a.i.

14-21571 (E) 270114

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Annex to the letter dated 23 January 2014 from the Chargé d'affaires a.i. of the Permanent Mission of South Sudan to the United Nations addressed to the President of the Security Council

Press release

The Ministry of Foreign Affairs and International Cooperation has noted with concern a gross misinterpretation in some circles of a recent statement by H.E. Salva Kiir Mayardit, President of the Republic.

In that statement, the United Nations Mission in South Sudan featured twice as follows:

1. "The United Nations Mission in South Sudan (UNMISS) has done and is still doing a tremendous job in assisting our internal displaced persons (IDPs)"

2. "The World Community, particularly the United States of America, IGAD countries and the United Nations, who have been tirelessly supporting us in achieving the Comprehensive Peace Agreement (CPA) and independence, are now very much concerned and worried about the ongoing political humanitarian crises in the country. All good voices of goodwill are very desperate for cessation of hostilities and ceasefire in order to allow political dialogue and peaceful settlement."

The President's statement confirms the following:

1. That South Sudan still considers the United Nations a principal partner.

2. That South Sudan still maintains its former position to fully cooperate with the United Nations.

3. The statement of the President, which is available as a public document, was therefore misconstrued and taken out of context.

4. Notwithstanding the above position, the Republic of South Sudan maintains its right to express concerns over erratic behaviours that occur from time to time. In the light of such behaviours, the President intoned the need to review cooperation for the general good of the parties.

Juba, 23 January 2014